

FORM TO BE USED BY A PRISONER FILING A
42 U.S.C. § 1983 CIVIL RIGHTS COMPLAINT
IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

I. CAPTION

Shelby Tyrone Clark Jr
(Enter the full name of the plaintiff or plaintiffs)
v.

James Kremus of -
Lehigh County Adult Probation / Parole Office
(Enter the full name of the defendant or defendants)

II. PARTIES

a. Plaintiff

Full name: Shelby Tyrone Clark Jr

Prison Identification number: 0205753

Place of present confinement: 301 Cell 33

Address: 38 North Fourth Street Allentown PA 18102

Place of confinement at time of incidents or conditions alleged in complaint, including address:

Housing Unit 2D Cell 14 Bunk 2 Month of May & June

Additional plaintiffs: Provide the same information for any additional plaintiffs on the reverse of this page or on a separate sheet of paper.

b. Defendants: (list only those defendants named in the caption of the complaint, section I)

1. Full name including title: Institutional Parole Officer James Kremus

Place of employment and section or unit: Lehigh County Adult Probation/Parole Office

2. Full name including title: _____

Place of employment and section or unit: _____

3. Full name including title: _____

Place of employment and section or unit: _____

4. Full name including title: _____

Place of employment and section or unit: _____

Additional defendants: Provide the same information for any additional defendants on the reverse of this page or on a separate sheet of paper.

III. PREVIOUS LAWSUITS

Instructions:

If you have filed other lawsuits in any federal or state court dealing with the same facts as this complaint or other facts related to your imprisonment, you must provide the information requested below. If you have not filed other lawsuits, proceed to Section IV, Administrative Remedies, on this page.

If you have filed other lawsuits, provide the following information.

Parties to your previous lawsuit:

Plaintiffs _____

Defendants _____

Issues: _____

Court: if federal, which district? _____

if state, which county? _____

Docket number: _____ *Date filed:* _____

Name of presiding judge: _____

Disposition: (check correct answer(s)); Date: _____

Dismissed _____ *Reason?* _____

Judgment _____ *In whose favor?* _____

Pending _____ *Current status?* _____

Other _____ *Explain* _____

Appeal filed? _____ *Current status?* _____

Additional lawsuits. Provide the same information concerning any other lawsuits you have filed concerning the same facts as this action or other facts related to your imprisonment. You may use the back of this page or a separate sheet of paper for this purpose.

IV. ADMINISTRATIVE REMEDIES

Instructions:

Provide the information requested below if there is an administrative procedure to resolve the issues you raise in this complaint. Examples of administrative procedures include review of grievances, disciplinary action, and custody issues. If no administrative procedures apply to the issues in this complaint, proceed to Section V, Statement of Claim, on page 4.

- a. Describe the administrative procedures available to resolve the issues raised in this complaint:

Type of procedure. (grievance, disciplinary review, etc.)

Authority for procedure. (DC-ADM, inmate handbook, etc.)

Formal or informal procedure.

Who conducts the initial review?

What additional review and appeals are available?

- b. Describe the administrative procedures you followed to resolve the issues raised in this complaint before filing this complaint:

On what date did you request initial review?

What action did you ask prison authorities to take?

What response did you receive to your request?

What further review did you seek and on what dates did you file the requests?

What responses did you received to your requests for further review?

- c. If you did not follow each step of the administrative procedures available to resolve the issues raised in this complaint explain why?

V. STATEMENT OF CLAIM

Instructions:

State here as briefly as possible the facts of your case. Use plain language and do not make legal arguments or cite cases or statutes. State how each defendant violated your constitutional rights. Although you may refer to any person, make claims only against the defendants listed in the Caption, Section I. Make only claims which are factually related. Each claim should be numbered and set forth in a separate paragraph with an explanation of how the defendants were involved. Use the reverse of this page or a separate sheet of paper if you need more space.

Statement of Claim:

① Parole officer James Kremus failed to properly verify home plan by not calling landlord yet instead called my phone while incarcerated. ② Due to nature of my case I believe this was intentional. ③ I left landlord's number on home plan paperwork as instructed. ④ Sent request slip via case manager on 2D to notify ^{that} fiancé was no longer staying at home due to ailments and was staying with her older sister. Also to verify ~~with~~ truth of facts by calling fiancé's sister. ⑤ Received request slip back from case manager on 2D stating he sent mail to potential parole address and stated he called my phone number instead of landlord after I sent request slip via case manager no one was living in the home at time. ⑥ I have proof of procedure and response from parole officer James Kremus. ⑦ Loss vehicle, home, furniture, electronics, family heirlooms

VI. RELIEF

Instructions: Briefly state exactly what you want the Court to do for you.

Relief sought:

Compensation for ^{intentional} ~~negligent~~ infliction of emotional distress, abuse of power, discriminatory intent or purpose, malice and intent, loss of property, cruel and unusual punishment, violation of Color of Law, violation of Due process, deliberate indifference, indemnification

VII. DECLARATION AND SIGNATURE

I (we) declare under penalty of perjury that the foregoing is true and correct.

8/27/2021
DATE

Shelby Tyrone Clark Jr
SIGNATURE OF PLAINTIFF(S)

Shelby Tyane Clark Jr - 026 5753
LEHIGH COUNTY PRISON
38 NORTH 4th STREET
ALLENTOWN, PA 18102-3486

U.S.M.S.
X-RAY

Michael E. Kunz, Clerk
U.S. District Court

Eastern District of Pennsylvania
2609 U.S. Courthouse
601 Market Street

Philadelphia, PA 19106-1797

